

1 BLANK ROME LLP
2 Ana Tagvoryan (SBN 246536)
3 ATagvoryan@BlankRome.com
4 Safia Gray Hussain (SBN 251123)
5 SHussain@BlankRome.com
6 Yosef A. Mahmood (SBN 295976)
7 YMahmood@BlankRome.com
8 2029 Century Park East, 6th Floor
9 Los Angeles, CA 90067
10 Telephone: 424.239.3400
11 Facsimile: 424.239.3434

12 Attorneys for Defendants,
13 MAIN STREET MARKETING, LLC
14 AND JERROD MCALLISTER

15
16 **UNITED STATES DISTRICT COURT**
17 **SOUTHERN DISTRICT OF CALIFORNIA**
18

19 CLAUDINE OSGOOD, an individual;
20 ANTON EWING, an individual,

21 Plaintiffs,

22 vs.

23 MAIN STREET MARKETING, LLC, a
24 Utah limited liability company; JERROD
25 ROBKER, an individual, aka JERROD
26 MCALLISTER; DOES 1-100; ABC
27 CORPORATIONS 1-100; XYZ, LLC's 1-
28 100,

Defendants.

Case No. 3:16-cv-02415-GPC-BGS

Assigned to:
District Judge, Hon. Gonzalo P. Curiel
Magistrate Judge, Hon. Bernard G.
Skomal

**DECLARATION OF
ANA TAGVORYAN IN SUPPORT
OF MOTION TO WITHDRAW AS
ATTORNEY OF RECORD FOR
DEFENDANTS MAIN STREET
MARKETING, LLC AND JERROD
MCALLISTER**

Date: April 21, 2017
Time: 1:30 p.m.
Courtroom: 2D

DECLARATION OF ANA TAGVORYAN

I, Ana Tagvoryan, declare as follows:

1. I am attorney licensed to practice law in the State of California and am a partner at Blank Rome LLP, counsel for Defendants Main Street Marketing and Jerrod McAllister (also known as Jerrod Robker) (collectively, "Defendants").

All facts contained herein are within my personal knowledge and, if called as a witness, I could and would testify competently thereto.

2. I am attorney of record for Defendants, who voluntarily engaged myself and Blank Rome LLP to represent them in this action by a signed engagement agreement.

3. Pursuant to that agreement, Defendants agreed to pay our expenses and fees incurred in connection with defending this action, payable upon receipt of a monthly invoice.

4. However, Defendants have not paid any of the invoices reflecting the fees and expenses incurred by counsel in defending this action since its inception.

5. In both October 2016 and early November 2016, I cautioned Defendants by email that their failure to pay our outstanding invoices and lack of communication hindered our ability to represent them in this action, and that their failure to pay our invoices or participate in the action could result in our withdrawal. I understand that Safia Hussain, another Blank Rome LLP attorney representing Defendants in this action, had similar discussions with Defendants by telephone in both early November 2016 and early December 2016.

6. Since mid-November 2016, Defendants have becoming increasingly non-communicative and non-responsive to my telephone calls (including voicemails) and emails. Recently, Defendants have completely stopped responding to my telephone calls and emails. Ms. Hussain also has attempted to contact Defendants by telephone, leaving voicemails, and through email.

1 Defendants also have not responded to Ms. Hussain's telephone calls, voicemails,
2 or emails.

3 7. On January 23, 2017, I emailed Defendants to inform them that failure
4 to promptly pay our outstanding invoices would result in the initiation of
5 withdrawal proceedings. Defendants did not respond to my email.

6 8. On January 30, 2017, I again emailed Defendants to inform them of
7 our intent to withdraw as counsel in light of their failure to pay our outstanding
8 invoices and because of our difficulty in communicating with them regarding this
9 action. I requested that Defendants seek substitute representation promptly and
10 inform me of that substitute representation. Defendants did not respond to my
11 email.

12 9. Because these communications with Defendants are privileged, I have
13 not attached them to this declaration as exhibits, but will submit them to the Court
14 *in camera* upon the Court's request. I also can submit the engagement agreement
15 *in camera* upon the Court's request.

16 10. I remain willing to accept service of papers for forwarding purposes
17 for a reasonable period of time while Defendants engage substitute counsel.

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

